

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress¹**

[Date approved: November 8, 2005]²

Bill No. and sponsor: H.R. 2382 (Mrs. Sue Myrick of North Carolina)

Proponent name, location: Crompton Corp., Middlebury, CT.

Other bills on product (109th Congress only): None.

Nature of bill: Temporary duty suspension through December 31, 2008.

Retroactive effect: None.

Suggested article description(s) for enactment (including appropriate HTS subheading(s)):

N-sec-Butyl-4-tert-butyl-2,6-dinitroaniline (CAS No. 33629-47-9) or preparations thereof (provided for in subheading 2921.42.90 or 3808.30.15)

Check one: Same as that in bill as introduced.
 Different from that in bill as introduced (see Technical comments section).

Product information, including uses/applications and source(s) of imports:

The product is a synthetic organic chemical used as a pre-emergent selective herbicide and plant growth regulator. It is used to control broadleaf weeds and grasses in beans, cotton, rice, and soybeans, and to control the growth of suckers on tobacco. The product is imported from France as a technical material and used in formulated products that are packaged for sale.

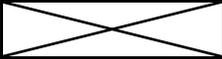
¹ Industry analyst preparing report: Ed Cappuccilli (202-205-3368); Tariff Affairs contact: David Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm.

Estimated effect on customs revenue:

Total Revenue Loss for this Bill					
	2005	2006	2007	2008	2009
Customs revenue loss	\$19,500	\$19,500	\$19,500	\$19,500	\$19,500

Source of estimated dutiable import data: Industry estimates.

HTS subheading: <u>2921.42.90</u>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$260,000	\$260,000	\$260,000	\$260,000	\$260,000
Customs revenue loss	\$16,900	\$16,900	\$16,900	\$16,900	\$16,900

Source of estimated dutiable import data: Industry and Commission estimates.

HTS subheading: <u>3808.30.15</u>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$40,000	\$40,000	\$40,000	\$40,000	\$40,000
Customs revenue loss	\$2,600	\$2,600	\$2,600	\$2,600	\$2,600

Source of estimated dutiable import data: Industry and Commission estimates.

Contacts with domestic firms/organizations (including the proponent):

Name of firm/organization	Date contacted	US production of same or competitive product claimed?	Submission attached?	Opposition noted?
			(Yes/No)	
Crompton Corp. (Proponent) Carly Seymour, 202-463-8493	9/20/2005	No	No	No
AtoFina Cerexagri Charles Kitchin, Fax: 703-527-2092	9/20/2005	No	No	No
BASF Corp. Greg Theis, Fax: 202-682-9459	9/20/2005	No	No	No
Bayer CropScience William Hensley, 202-756-3781	9/20/2005	No	No	No
Crop Life America Lawrence Norton, Fax: 202-436-0474	9/20/2005	No	No	No
Dow AgroScience Margaret Rogers, Fax: 202-429-3467	9/20/2005	No	No	No
E.I. DuPont Elaine Olsen, Fax: 302-774-1398	9/20/2005	No	No	No
FMC Corp. Sidney McDaniel, Fax: 215-299-6954 Jerry Prout, Fax: 202-956-5235	9/20/2005	No	No	No
Griffin Corp. James Whatley, Fax: 800-248-5154 Stephen Glennon, Fax: 800-248-5154	9/20/2005	No	No	No
Syngenta Mike Blythe, Fax: 336-632-6084	9/20/2005	No	No	No
Valent USA Robin Demouth, Fax: 925-256-2776	9/20/2005	No	No	No

Technical comments:³

The Commission notes that heading 9902.38.00 provided a temporary duty suspension for this product that expired on December 31, 2003. The Commission suggests that the duty suspension be renewed by amending the date in the effective period column of heading 9902.38.00. Also, the Commission notes that the word “Free” should be deleted from the special subcolumn of heading 9902.38.00.

³ The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

109TH CONGRESS
1ST SESSION

H. R. 2382

To suspend temporarily the duty on Butralin.

IN THE HOUSE OF REPRESENTATIVES

MAY 16, 2005

Mrs. MYRICK introduced the following bill; which was referred to the
Committee on Ways and Means

A BILL

To suspend temporarily the duty on Butralin.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. BUTRALIN.**

4 (a) IN GENERAL.—Subchapter II of chapter 99 of
5 the Harmonized Tariff Schedule of the United States is
6 amended by inserting in numerical sequence the following
7 new heading:

“	9902.12.01	N-sec-butyl-4-tert-butyl-2,6-dinitroaniline (CAS No. 33629-47-9) (provided for in subheading 2921.43.90) and any mixtures containing such compound (provided for in subheading 3808.30.15) ..	Free	Free	No change	On or before 12/31/2008	”.
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1 (b) EFFECTIVE DATE.—The amendment made by
2 subsection (a) applies to goods entered, or withdrawn from
3 warehouse for consumption, on or after the 15th day after
4 the date of enactment of this Act.

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